App F IX 4

Previous References

1944 Brumchal File No 109-44
Serial Nos 7, 86

Later References
Pol 86-48(59,60)

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2 —

Part B for October 44

SUBJECT

Re: Cotton Lyc-Lawson Mahwah
Mulch

The D.C. Plantation
Controller

L. No 3151-2 dated 5 10 44
Cancelled

14/11

116/L

Letter No H5-1852/143 dtd 17 4 44 from the Town Manager Dar forwarding for approval the Octroi Bye-laws framed by the Municipality

Rules

These will be sent to the Legislative Section for scrutiny in the first instance

28/7

Approved
Legs for use) 28/7/44

Please put with Octroi Rules
Copy to the Act Rules
Receipt 29/7

Received on 31-7-44
Mr Dr

A Copy of the Rules may be kindly put up for reference
BUM 28/7
Supdt L S G Branch)

A Copy of these Rules is requested may kindly be intimated as the Municipal Cls have been given powers to frame rules & bye-laws, subject to approval of Govt, under certain sections of the Town Planning Act, 1933
2/8 Legs Br)

(SEC 1785)

(by-laws)
The draft rules have been made
3 8 44
Law Secy)

OFFICE OF THE MINISTER
FOR L S G & P H
Date 4 9 44
No 1868

Asst Secy LSG Br)

Cls
3-6-44
for 3 secs

2661
11 CORE

Returned with amendments approving for adoption
26/8

Maybe approved
Law Secy 29/9/44

Maybe approved
Cls 5-9-44

1161L

Issue for

14/04/15

8 & 9) L 3151-2 & 10. Lorry

Approved

B

10/4

MM 109-44-7 116 2 2

Office of the Deputy Commissioner,
Mandya District,
Dated, Mandya, the 1st July 1944

No 15-1852/43-44
Encls

From

Mir Safdar Hussain, Esq , B.A ,
Deputy Commissioner, Mandya

To

C Narayanaswami Naidu, Esq ', B A , B L ,
Legal Remembrancer and Secretary
to Government, Law Department,
Bangalore

LAW DEPT 3 JULY 1944 MYSORE

Sir,

Subject:- Octroi Bye-laws framed by Malavalli Town Municipal Council

@@@@

I have the honour to forward herewith the revised Octroi Bye-laws framed by the Malavalli Municipal Council received from the President, Malavalli Municipality for favour of sanction

As required by rules objections were called for from the public and as no objections were received within the time fixed, the Municipal Council resolved on 16th February 1944, that sanction of Government might be - obtained the Bye-laws

I request you kindly to obtain sanction of Government to the Bye-laws

GEN & REV SECRETARIAT 116 4 JULY 1944 L S G BRANCH

I have the honour to be,
Sir,
Your most obedient servant,

DEPUTY COMMISSIONER,
MANDYA DISTRICT

BLV/-

Extract of the ordinary meeting proceedings of Malavalli Town Municipal Council held on 16.2.44

4

Members

Present	Absent
12	9

x x x x x x x x x x x

(9) ಮಲವಳ್ಳಿ ಪಟ್ಟಣದಲ್ಲಿ ಸಾರ್ವಜನಿಕರ ಉಪಯೋಗಕ್ಕಾಗಿ ಮೂರು ಸಾರ್ವಜನಿಕ ಶೌಚಾಲಯಗಳನ್ನು ಕಟ್ಟಿಸಲು ಮತ್ತು ಅವುಗಳ ನಿರ್ವಹಣೆಗಾಗಿ ಪ್ರತಿ ಶೌಚಾಲಯಕ್ಕೆ ತಿಂಗಳಿಗೆ ರೂ. ೩-೦-೦ ರಂತೆ ಒಟ್ಟು ರೂ. ೯-೦-೦ ಗಳನ್ನು ಮಂಜೂರು ಮಾಡಿ ಅವುಗಳನ್ನು ಪ್ರತಿ ವರ್ಷ ಬಜೆಟ್ಟಿನಲ್ಲಿ ಸೇರಿಸಲು ಮಂಜೂರಾತಿ ನೀಡಿದೆ.

ಸದರಿ ಶೌಚಾಲಯಗಳ ಹೆಸರು ಕೆಳಕಂಡಂತಿವೆ -

1) ಆಸ್ಪತ್ರೆಯಿಂದ ಪೂರ್ವಕ್ಕೆ
2) ಬೆಂಗಳೂರು ಬಸ್ಸ್ಟ್ಯಾಂಡ್ ಪಶ್ಚಿಮಕ್ಕೆ
3) ಕಾಪ್ಪಸ್ಟೇಟ್ ಪಶ್ಚಿಮಕ್ಕೆ
4) ಕುರಿಹಂಪ್ಪಕ್ಕನ ಕಸ್ಟೋಡಿಯ ಪಶ್ಚಿಮಕ್ಕೆ —

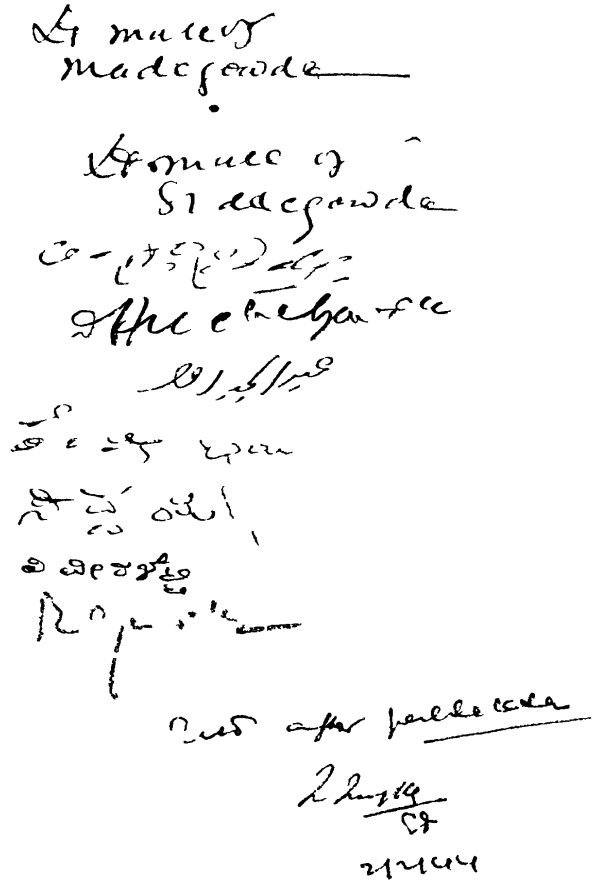
ಸದರಿ ಶೌಚಾಲಯಗಳ ಹೆಸರು ಮಂಜೂರಾತಿ ನೀಡಿದ ಬಗ್ಗೆ ತೀರ್ಮಾನಿಸಲಾಯಿತು

x x x x x x x x x x x

Extract

Giriyamma
Ag President

Sd/- G Siddaramappa
President



G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 10 - 10 - 1944

Signed by

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(vi) published in the Gazette Kannada Part ?

Section

File No 109-44

Serial No 8

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— Letter No AS- 1852/43-44 dt 17-44 from the D.C. Mandya District requesting sanction to the Octroi Bye-laws framed by the Malavalli Town Panchayat under S 48(1)(K) of the Mysore Town Municipalities Act, 1933 and stating that the necessary formalities were observed thereto and received

Order thereon—No L 3157-2 dt 10-10-44

The draft Bye-laws as appended to this order are approved

By order

Sec to Govt. Local Self Govt

26/8

List of Enclosures

Copied by

Examined by

WD 04162—GHB—60,000—25-10-41

Octroi Bye-laws framed by the Malavalli Town Municipality under Sec 48(1)(K) of the Mysore Town-Municipalities Act 1933

— x —

The local limits for the purpose of collecting Octroi shall be the Municipal limits of boundaries

2 All persons bringing into or receiving from beyond the octroi limits of the Town any such article or any conveyance or package containing such articles, shall exhibit the same at the octroi to enable the octroi officer to inspect the same

3 Every person bringing dutiable goods in to the Town shall report the fact to the municipal octroi office

4 The collection of octroi shall be done departmentally at rates not-exceeding those shown in Schedule No 4 A table showing the octroi duty leviable on various articles shall be affixed in a conspicuous place at the municipal office and at the octroi

5 When goods are brought to the octroi office they may be unloaded and ~~weighed~~ or counted by the officer in charge of the octroi office ~~and~~ ascertaining the amount of octroi payable on the goods, the importer shall either pay the amount due & receive a permit for the removal

of the goods or shall deposit the same in the Bonded ware house when the duty is paid as above - a permit shall be granted by the Octroi officer incharge of the octroi office for the removal of the goods showing the quantity or weight of the goods, the amount paid in respect there of and the date of payment In case the importer wishes to re-export the goods abroad, he shall do so - only after obtaining a free export pass & subjecting the goods to the escort of an octroi subordinate

6 With a view to the appraisement of the value of the goods, when the tax is assessed on value, the importer may be called upon to produce the invoice of the goods for the inspection of the officer incharge of the octroi office Should he fail or refuse to produce the invoice, the value of the goods shall be assessed by the officer incharge of the octroi office at ~~excessive~~ rates current rates and octroi levied accordingly

Bonded ware house

7 According to rule 5 above, the municipal council may provide a Bonded ware house for the Custody of goods placed under deposit

8 The Bonded ware house shall be open for the transaction of business from 7 A M to 10 A M & 2 P M to 6 P M daily except on

Sundays & Holidays authorised by the President. Arrangements shall, however be made by the officer incharge of the ware house for dealing perishable articles such as betel leaves, Cocoanuts etc on such days & also other articles under special circumstances

(9) Any importer depositing the goods in the octroi ware house shall unless the officer in charge of the ware house has previously by weighting, counting or appraising, ascertained the amount of octroi payable thereon, give a declaration in the form appended (Schedule No 2)

(10) A receipt in the form appended (Schedule 3) shall be given by the officer incharge of the Bonded ware house and a register of all such goods shall be maintained in Form No M A M 46. It is the duty of the depositor to obtain a receipt for articles deposited by him & the Octroi Department is not responsible for any goods left at the premises & not covered by a receipt

(11) The receipt given by the Octroi department for depositing goods should be returned before taking delivery of the articles to which it refers otherwise the officer incharge of the Octroi ware house may refuse to deliver the articles

(12) If the depositor does not by himself take delivery of the articles deposited in the ware house, he must endorse on the receipt, a request for delivery to the person to whom he wishes it to be made over If the receipt is not produced the delivery of the goods may, at the discretion of the officer in charge of the ware house be withheld until the person entitled, in his opinion, to receive the same has given an undertaking to the Satisfaction of the said officer

(13) Any person who has deposited goods in the Octroi ware house may break bulk or change the packing there of on application to the officer incharge of the ware house, or may, on paying full duty thereon, export such goods in to the Town covered by a permit or may export the goods free covered by export pass in form No M A M 44 Subject to the escort of an Octroi Subordinate, provided that new packages covered by such pass shall, if possible before they are taken from the Octroi ware house, be stamped by the officer in charge so as to show that they are under bond The export pass shall be in duplicate, the original being retained by the officer in charge of the Octroi ware house & the duplicate delivered

(14). No goods shall be allowed to leave the Octroi ware house until Storage fees have been paid thereon under the following rules

(1) Goods shall be allowed to remain free of charge for a period of 24 hours

(2) After that period, single rate as in the following Schedule, shall be charged for seven days for every day or portion there of

(a) Goods (other than cloth)	per bale or Box or Bundle	0 0 6 per day
(b) cloths	per bale	0 2 0 "
(c) Kerosene oil Tin	per tin	0 0 1
(d) Other kinds of oils	per maund	0 0 1 "
(e) Co co nuts	per 100	0 0 6 "
(f) dry co conuts	per maund	0 0 3 "
(g) Other articles	each	0 0 3

(3) Double these rates shall be charged after a week provided that the President may, in his discretion allow a reduction in or exemption for such penal rates

from

Note,- The storage fees levied are destined from octroi duty levied on goods

(15) All goods remaining undelivered or unclaimed for a longer period than three months shall be sold by public ~~action~~ auction to the highest bidder at the Octroi ware house, provided that before selling such goods, notice of the fact shall be posted for seven days at the octroi ware house and provided that the goods shall be sold earlier when the storage fees are likely to exceed their value In the case of perishables, the goods shall be sold after 48 hours of their receipt with or without any notice being given to the importer

(16) The Municipal Council shall not be responsible for any damage

that may be caused to goods deposited in the ware house, while such goods are being passed into or out of the ware-house, or while they remain therein, unless such damage is proved to have been caused by the wilful neglect of the Mutsaddi or other person ~~damaged~~ charged with the safe custody of goods

(17) When any goods are sold under bye-law 15, the sale proceeds shall be credited to the Municipal Funds in payment of duty and storage fees due in respect there of provided that the excess, if any, remaining after the adjustment of the said duty and storage fees, shall be placed under deposit for a period of three months Any claims for such balance received during that time shall be duly considered by the President. After the expiry of three months or after all claims received during that period have been duly disposed of, the balance shall be credited to the Municipal Funds No claims shall be admitted after the said period of three months except by special permission of the Council

Refunds

(18) Refunds of octroi duty shall not be granted except in the case of articles which are exported within three months from the date of import If the amount claimed is below Rupee one, no refund is allowable.

(19) Any person claiming refund under the above bye-laws shall produce the goods to be exported at the octroi ware house, together with the original receipt for octroi duly paid there on and an application for refund prepared in duplicate in form No M A M 424 furnishing such particulars as the President may from time to time prescribe

(20) The officer incharge of the octroi ware house on being satisfied as to the identity of the goods produced with those for which receipt has been granted for the validity of the claim, shall endorse both the parts of the application with an export pass & keeping one part in the office, shall deliver the other to the applicant and shall submit the former to the President or to the Vice President for passing orders regarding refund

General

(21) (1) The Municipal officers, only under the orders of the President or Vice President, may inspect the premises at all reasonable hours to see if there are any smuggled goods, & the owners or occupiers there of - shall be bound to allow such inspection

(2) Any officer of the Municipal Council authorised by the Municipal Council on this behalf, if he has reason to believe that any such article on which octroi has not been paid is kept or concealed in any place

way, after obtaining the warrant from a Magistrate, enter & search at any time such place, and if he finds any such article on which Octroi has not been paid, may seize any such article & arrest any person in possession of the same, Provided that any article or person so seized or arrested shall be produced before a Magistrate exercising the jurisdiction within the Municipality, within 24 hours from the time of such seizure or arrest

(22) Importers of dutiable articles shall, if called upon by requisition in writing Signed by the President within ~~one~~ one year of import, account for the articles received by them by producing either a permit or receipt obtained in token of payment of Octroi duty or an export pass in proof of having exported the whole or part of the articles so received by them

(23) Any breach of bye-law no 22 will render the importer liable to punishment with a fine which may extend to Rs 50/- Any person importing or exporting dutiable articles, who infringes bye-laws 2 3 5 & 21 shall be liable on conviction before a Magistrate according to Sec 85(1)(3) of the Town Municipalities Act, to a fine not exceeding Rs 100/- or ten times the value of Octroi duty on such goods, whichever may be greater

President

Schedule I (Name of bookkeeps) 16

Madden gate
Halgur gate
Shu Sha gate
Mysore gate
Thammadahalli gate
Sultan Road gate

Schedule No 2 (Rule 9)

To The officer in charge of the Bonded ware house
Town municipal council of Malavalli
Please receive the undermentioned goods & deposit them in the Koti

Name of exporter	Description of articles deposited	Distinguishing mark stamp	Weight		Quantity	Value	Remarks
			Mds	Srs			

I do certify that I have satisfied myself that entries made by me as above are correct & that I am fully aware of provisions of the rules Nos 10 to 17

Witness - - -
Signature
Address

Signature of
depositor
Address - -

Schedule 3 (Bye-law No 10)

Octroi office Malavalli

Received for deposit the undermentioned goods from Mr

Receipt No	Consignment No	Consignment date	Goods deposit Koti No	Name of Article	No of Articles	Description	Remarks

Signature Dy Superintendent

Schedule No 4

Malavalli Town Municipality

Schedule of octroi rates of the Town Municipality Malavalli

(These rates also apply to articles received by post)

Serial No	Articles	Quantity	Rate	Exemption in the case of articles brought for private use
1	Cocoanuts	Per 100	0-8-4	✓
2	Cocoanuts (dry)	Per maund	0-8-0	✓
3	Betel leaves	Per 100 leaves	0-0-1	✓
4	Sugar	Per maund	0 4-0	✓
5	Jaggery	do	0 2-0	✓
6	ghee (all kinds)	do	0-8-0	✓
7	Butter	do	~~0-8-0~~	✓
8	Sheep and goats	each	0 2-0	✓
9	Kerosine oil	Per tin	0 2-0	✓
10	other oils	Per maund	0-4-0	
11	Oil Seeds	Per candy of 10 maunds	0-4-0	✓
12	Tobacco	Per maund	~~1-0 0~~	✓
13	Piecegoods cloths &c	per Rs 1/-	0-0 3	✓
14	Beeds	Rs 1/-	0-0-5	
15	Cigars	Rs 100/-	5-0-0	

Surveyor

Law Peskar

Chairman

President